Development (1938) Department

Ins SERIES.

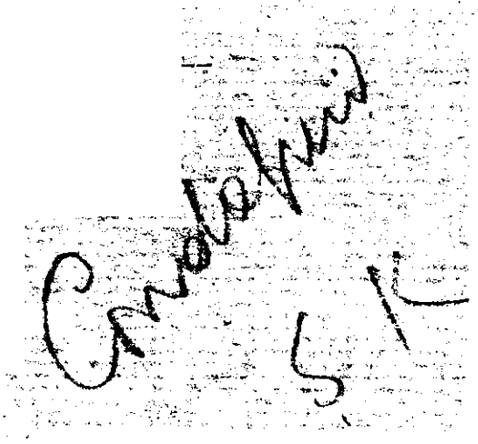
G.O. No. 2599

DATED 19.10.38

[Despatch Abstract.]

Forests:-

South Kanara - Dottinaberu Reserve Forest - Local Fund Road - Discrepancy in width - Section 17 A (4) Notification - Publ



ASSISTANT SECRETARY TO GOVERNMENT
6-SEP 1938
DEVELOPMENT DEPARTMENT

C.F. 30.

Forest DEPARTMENT.

Received ..... 19 . *Registered* Dev 23618-T 19 6908

Subject.

Forests - South Kanara - Dottinaberu Reserved Forest - Local Fund road - exclusion from reservation - discrepancy in width - correction - proposals under Section 17 A (4) of the Madras Forest Act.

--

ENCLOSURES.
No. Draft notification in duplicate copies of letters.
Spare copies.....

Ref No. 7667/38/D3

Station Chepauk, Madras, *Dated the* 1st September 1938

From (Name) C.C.Wilson Esq., I.F.S.,

(Designation) Chief Conservator of Forests.

To The Secretary to the Government of Madras,

DEVELOPMENT Department.

Sir,

P6 enjin

I submit a draft notification under Section 17 A(4) of the Madras Forest Act V of 1882 for re-notifying the correct width of the Local Fund road from Hosangady to Sankeramaraina, excluded from reservation in Dottinaberu Reserved Forest in Coondapur Taluk, South Kanara District, for approval and publication in the Fort St.George Gazette.

2. The notification under Section 17 A(1) of the Act was approved in G.O.No.Ms.2197 Development dated the 27th September 1937.

(e)

3. The notice under Section 17 A(2) was published in the District Gazette and individual notices were served as required by the rules.

4. Two claims were preferred but they did not refer to the subject in question. However, copies of the petitions and the District Forest Officer's proceedings thereon, are enclosed for perusal.

5. The Superintendent, Government Press, may be instructed to supply this office with eleven copies of the notification on publication, for distribution to the subordinate offices concerned.

for Chief Conservator of Forest
Madras.

DKS/4.9.

Enclosures.

Copy of petition from G.Narasimhacharya, Potail of Shankernaraina village, dated 20-2-1938 to the District Forest Officer, Mangalore North.

--

A notice under Section 17(2) of the Madras Forest Act V of 1882 has been published on 8-12-1937. As published therein, the boundary of the Dottinaberu Reserve lies close to my patta lands S.Nos.260,261 and 384 covered by patta Nos.3 and 34. By this it is very difficult for my tenants to cultivate my fields, to protect my cattle and to keep good health. I request that on an inspection of the locality, the boundary of the reserved forest which is close to my warg lands may be moved to some distance from my warg lands. I pay an assessment of Rs.150/-.

--

Copy of petition dated 29th March 1938 from Sri. S.A.Udpa, Advocate, Coondapur, to the District Forest Officer, North Mangalore.

--

I recently came to know that you issued a circular under Section 17(2) of the Madras Forest Act to the effect that the owners of warg land may file objections regarding the boundary line of the Reserve Forest.

I am the owner of some of the sub divisions in S.F.261 of Siddapur village and pray that the boundary line of the reserve forest in S.F.262 may be fixed away from the fields and any concessions which the Government may be pleased to grant may be extended to me. I pray that further information, if any, may be communicated to me.

--

Ref.on C.No.632 /38.C1.

M.R.Ry. Rao Sahib E.V.Padmanabha Pillai,
District Forest Officer,
Mangalore North.

Memo.

Subject:-Forests - Shankarnaraina Range - L.F.road - exclusion from reservation - discrepancy in the width excluded - rectification - Notice under Section 17A(2) of the Madras Forest Act - Objection petition - rejected -

Reference:-Petition dated 29-3-1938 of S.A.Udpa, Advocate, Coondapur.

--

The notice under Section 17(2) of the Madras Forest Act issued and published is for the rectification of the discrepancy in the width of the road passing through the Dottinaberu Reserved Forest and excluded from reservation at the time of Forest Settlement. As there are no warg lands along the margins of the road, your petition to remove the boundary of the reserve away from the fields is unreasonable and hence it is rejected. Moreover your petition is time barred.

Mangalore, dated 3-4-1938.

Sd/- E.V.Padmanabha Pillai,
District Forest Officer,
Mangalore North.

To the Petitioner.

Copy to the Range Officer, Shankarnaraina.

Ref on C.No. 1636 /37 -C5.

M.R.Ry Rao Sahib E.V.Padmanabha Pillai, Avl
District Forest Officer,
Mangalore North.

Memo

Subject:- Forests - Shankernaraina Range - L.F.Road - exclusion from reservation- discrepancy in the width excluded - rectification -Notice under section 17A(2) of the Madras Forest Act - objection petition - rejected.

Reference:- Petition, dated 20-2-38 of G.Narasimhacharya, Potel of Shankernaraina village and
Shankernaraina Range Officer's report C.No.200/38,dated 9-4-1938.

******

The notice under section 17(2) of the Madras Forest Act issued and published is for the rectification of the discrepancy in the width of the road passing through the Dottinaberu Reserved Forest and excluded from reservation at the time of Forest Settlement. As there are no warg lands along the margins of the road, your petition to remove the boundary of the reserve fx away from yourfields is unreasonable and hence it is rejected.

Mangalore, dated 30-8-1938.

Sd/ E.V.Padmanabha Pillai.
District Forest Officer
Mangalore North.

To The Petitioner
Copy to the Range Officer, Shankernaraina.

/True copy/
G. Shashan
Head Clerk

M.M.R/10/8/38.
8/10/8

Revised preamble.

In exercise of the powers conferred by sub-section (4) of Section 17-A of the Madras Forest Act, 1882 (Madras Act V of 1882), the Government of Madras are hereby pleased to direct that the limits of the Bottinaberu Reserved Forest be re-defined as proposed by the correction to the notification under sub-section (1) of section 17-A of the Act published with Development Department Notification No.624, dated 10-9-1937 at page 1638 of the Fort St. George Gazette, dated the 21st September 1937 which is re-produced below:-

~~Draft~~ Notification.

In exercise of the powers conferred by sub section (4) of Section 17A of the Madras Forest Act,1882 (Madras Act V of 1882), the Government of Madras are hereby pleased to redefine the limits of Dottinaberu Reserved Forest so as to remove the defect in the description of the said Forest in Revenue Department Notification No.377, dated the 13th August 1898, published at pages 780 and 781 of Part I of the Fort St George Gazette, dated the 23rd August 1898, by making the following correction to the limits of the said Forest.

Correction

In the first sentence of paragraph II of the remarks under the said notification for the words " to a width of ~~fourty~~ forty four yards from the centre of the road ", the words " to a width of twenty two yards on either side from the centre of the road" shall be substituted.

9.8.1938

Sd/ E.V.Padmanabha Pillai.
District Forest Officer,
Mangalore North.

/True copy/
/ By order/

G. Shobhanadrabala
Head Clerk.

M.M.R/10/8/38.

10/8

10/8

Dev Dept

om No. 23618-I/38 13.9.38
38-1

The S.G.P. is requested to publish the appended notifn. in the T.S.G. Gazette and send eleven copies of the notifn. to the CCF and two copies to this Dept. after publication

RL
13/9/38

Dpd. by Messenger

Dpr.'s initials

Dpd. 14/9

Dpd. 12/9

SM 12/9/38

Dpd.

Annexure
[Hy p. 6 CF]

9

NOTIFICATION.

Fort St. George, September 13, 1938.

No. 735.—

In exercise of the powers conferred by sub-section (4) of section 17-A of the Madras Forests Act, 1882 (Madras Act V of 1882), the Government of Madras are hereby pleased to re-define the limits of the Dottinaberu reserved forest in the South Kanara district, so as to remove the defects in the description of the mits of the said forest in Revenue Department otification No. 377, dated the 13th August 1898, ublished at pages 780 and 781 of Part I of the *ort St. George Gazette*, dated the 23rd August 398, by making the following correction to the limits f the said forest:—

CORRECTION.

In the first sentence of paragraph II of the remarks nder the said notification for the words "to a idth of forty-four yards from the centre of the oad," the words "to a width of twenty-two yards n either side from the centre of the road" shall e substituted.

R. RAMASWAMI AYYANGAR,
Assistant Secretary to Government.

10

21/1940

DRAFT FOR APPROVAL.

O.F.16.

Dev Dept

	Date.	Initials.
When received for fair copying ..		
When copied ..		
When examined..		
When signed ..		
When despatched.		

SUBJECT:— Trees - S. Kanara - Doltina kere RF - Local Fund Road - discrepancy in widths - S.17 Act 4 of 1911 notfn - Published

READ AGAIN fr 21976 dev, dated 27-9- 1937. (C)

" " " " 19

READ *ALSO*:—

No. 22618-P/38 From the Cer hy, No. 7667/D3/38, dated 1.9. 1938. p1 c

" " " " 19

" " " " 19

Order / Resolution ~~Ms. / Rout.~~ No. 2599, dated 19-10-1938.

p9 c

The draft notfn. sent by the CER has been approved and published vide Dev. Dept Notfn No. 735 of 13.9.38 at p 1352 of Part I of the 7th Gazette of 20.9.38

RS
1810

2

The CER ✓

The Legal Dept —

20/10

RS
17/10

Sgn
7058